



DANIELS & DANIELS, P.A.

August 20, 2001

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RECEIVED

OCT 04 2001

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, D.C. 20231

**OFFICE OF PETITIONS
DEPUTY A/C PATENTS**

RE: U.S. Application for CAPACITY SCALING AND FUNCTIONAL ELEMENT
REDISTRIBUTION WITHIN AN IN-BUILDING COAX CABLE INTERNET
ACCESS SYSTEM

Based on U.S. Provisional Application Serial No. 60/226,505 filed August 21, 2000
Docket No. 0960-020

Petition to Accept Declaration without Signature of Deceased Inventor

Dear Sir:

Please accept the attached "Declaration (37 CFR 1.63) for Utility or Design Application using an Application Data Sheet (37 CFR 1.76)" (Form PTO/SB/01A) that is unsigned by John B. Terry who died recently. It is uncertain when Mr. Terry's estate will be sent to probate court and as such, the undersigned requests acceptance of the attached Declaration.

The remaining inventor, Mr. Jeffrey A. Hales has signed the "Declaration (37 CFR 1.63) for Utility or Design Application using an Application Data Sheet (37 CFR 1.76)" and a facsimile copy is included in the filing.

Please contact the undersigned should you have any questions.

Sincerely

Kevin E. Flynn
Reg. No. 37,325

Enclosures

F:\CL\0960-020\As filed\Petition.doc

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h1 style="margin: 0;">FEE TRANSMITTAL</h1> <h2 style="margin: 0;">for FY 2001</h2> <p style="margin: 5px 0;"><i>Patent fees are subject to annual revision.</i></p>		<p>Complete if Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td style="width: 50%;">Not Assigned</td> </tr> <tr> <td>Filing Date</td> <td>Herewith</td> </tr> <tr> <td>First Named Inventor</td> <td>Terry et al.</td> </tr> <tr> <td>Examiner Name</td> <td>N/A</td> </tr> <tr> <td>Group/Art Unit</td> <td>N/A</td> </tr> <tr> <td>Attorney Docket No.</td> <td>0960-020</td> </tr> </table>		Application Number	Not Assigned	Filing Date	Herewith	First Named Inventor	Terry et al.	Examiner Name	N/A	Group/Art Unit	N/A	Attorney Docket No.	0960-020
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TOTAL AMOUNT OF PAYMENT	(\$) 355.00	<div style="display: flex; align-items: center;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg); font-size: small; margin-right: 5px;"> 1017 U.S. PTO 09/933923 08/20/01 </div> </div>													

<p>METHOD OF PAYMENT (check one)</p> <p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number: </p> <p>Deposit Account Name: </p> <p><input checked="" type="checkbox"/> Applicant Claims Small Entity Status Charge Any Additional Fee Required <input type="checkbox"/> Under 37 CFR 1.16 and 1.17</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed:</p> <p style="margin-left: 40px;"><input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p> <p style="text-align: center;">FEE CALCULATION</p> <p>1. 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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Kevin E. Flynn	Registration No. (Attorney/Agent)	37,325
Signature		Telephone	(919) 544 5444
		Date	August 20, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant commissioner for Patents, Washington, DC 20231.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JUNE 12, 2001

PTAS

DANIELS & DANIELS, P.A.
KEVIN E. FLYNN
P.O. DRAWER 12218
RESEARCH TRIANGLE PARK, NC 27709



101659823A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/26/2001

REEL/FRAME: 011652/0360
NUMBER OF PAGES: 8

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

TERRY, JOHN B.

DOC DATE: 03/02/2001

ASSIGNOR:

JT LABORATORIES LLC, A GEORGIA
LIMITED LIABILITY COMPANY

DOC DATE: 03/02/2001

ASSIGNOR:

JT INNOVAITONS, LLC, A GEORGIA
LIMITED LIABILITY COMPANY

DOC DATE: 03/02/2001

ASSIGNEE:

COAXMEDIA, INC.
1220 OAK, INDUSTRIAL LANE, SUITE B
CUMMING, GEORGIA 30041

SERIAL NUMBER: 60226505

PATENT NUMBER:

FILING DATE: 08/21/2000

ISSUE DATE:

011652/0360 PAGE 2

JOANN STEWART, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

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04-11-2001



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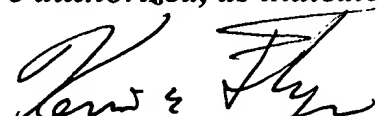
PATENT

COPY

**RECORDATION FORM COVER SHEET
PATENTS ONLY**

TO: The Commissioner of Patents & Trademarks: Box Assignments, Washington DC 20231		Please record the attached original document(s) or copies.	
SUBMISSION TYPE		CONVEYANCE TYPE	
NEW [X]		ASSIGNMENT [X]	
CONVEYING PARTY(IES)		number of conveying parties <u>3</u> (if more than 1)	
First party		Execution Date	
NAME (line 1) John B. Terry		Month Day Year	
NAME (line 2)		March 2, 2001	
Second party		Execution Date	
NAME (line 1) JT Laboratories LLC		Month Day Year	
NAME (line 2) a Georgia limited liability company		March 2, 2001	
RECEIVING PARTY(IES)		number of receiving parties _____ (if more than 1)	
First Receiving Party			
NAME (line 1) coaXmedia, Inc.			
NAME (line 2)			
ADDRESS (line 1) 1220 Oak Industrial Lane, Suite B			
ADDRESS (line 2)			
ADDRESS (line 3) Cumming GA 30041			
City State/Country Zip Code			
Domestic Representative for first Receiving Party			
NAME			
ADDRESS (line 1)			
ADDRESS (line 2)			
ADDRESS (line 3)			
ADDRESS (line 4)			
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04/10/2001 TDIAZ1 00000073 60226505			
01 FC:581 40.00 OP			

RECORDATION FORM COVER SHEET
PATENTS ONLY PAGE 2

Correspondent Name and Address				
Area Code and Telephone Number			919-544-5444	
NAME: Kevin E. Flynn ADDRESS (line 1) Daniels & Daniels, P.A. ADDRESS (line 2) P.O. Drawer 12218 ADDRESS (line 3) Research Triangle Park, NC 27709 ADDRESS (line 4)				
PAGES Total number of pages of the attached conveyance document including attachments 11				
APPLICATION NUMBER(s)			PATENT NUMBER(s)	
60226505				
If this document is being filed with a NEW patent application , enter the date the patent application was signed by the first named executing inventor:				
PATENT COOPERATION TREATY. Enter PCT application number ONLY IF a U.S. Application Number has not been assigned. PCT NUMBER				
NUMBER OF PROPERTIES Enter the total number of properties involved # <u>1</u>				
FEE AMOUNT Fee amount (\$40 x) Properties listed (37 CFR 3.41) \$ <u>40</u>				
Method of Payment Enclosed <u>X</u>				
Deposit Account _____ Deposit Account Number _____				
Authorization to charge Additional Fees YES <input type="checkbox"/> NO <input type="checkbox"/>				
Statement and Signature				
Name of Person Signing Kevin E. Flynn Reg. # 37,325 Daniels & Daniels, P.A.		<i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.</i> <i>Signature</i> 		Date: <u>03/23/2001</u>

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RECORDATION FORM COVER SHEET **CONTINUATION** **PATENTS ONLY**

CONVEYING PARTY(IES)				
Third party NAME (line 1) JT Innovations, LLC NAME (line 2) a Georgia limited liability company				Execution Date Month Day Year March 2, 2001
Fourth party NAME (line 1) NAME (line 2)				Execution Date Month Day Year
RECEIVING PARTY(IES)				
____ Receiving Party NAME (line 1) NAME (line 2) ADDRESS (line 1) ADDRESS (line 2) ADDRESS (line 3) <div style="display: flex; justify-content: space-between; margin-top: 10px;"> City State/Country Zip Code </div>				
APPLICATION NUMBER(s)			PATENT NUMBER(s)	



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DANIELS & DANIELS, P.A.
KEVIN E. FLYNN
P.O. DRAWER 12218
RESEARCH TRIANGLE PARK, NC 27709



101659822A

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RECORDATION DATE: 03/26/2001

REEL/FRAME: 011652/0372
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

HALES, JEFFREY A.

DOC DATE: 03/06/2001

ASSIGNEE:

COAXMEDIA, INC.
1220 OAK INDUSTRIAL LANE, SUITE B
CUMMING, GEORGIA 30041

SERIAL NUMBER: 60226505
PATENT NUMBER:

FILING DATE: 08/21/2000
ISSUE DATE:

MARY BENTON, EXAMINER
ASSIGNMENT DIVISION
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STATE OF GEORGIA

Forsyth COUNTY

I, ANDREA O'CONNOR, a Notary Public for Fulton County, Georgia,
do hereby certify that JEFFREY HALES personally appeared before me this day and
acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 6th day of March, 2001.

My Commission Expires March 13, 2004
Notary Public, Fulton County, Georgia

Andrea O'Connor
Notary Public

My commission expires: _____

\\DANIELS_FS1\SYS\CL\0960-012\ASSIGN (Hales).doc

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SUBMISSION TYPE		CONVEYANCE TYPE	
NEW [X]		ASSIGNMENT [X]	
CONVEYING PARTY(IES)		number of conveying parties <u>1</u> (if more than 1)	
First party NAME (line 1) Jeffrey A. Hales NAME (line 2)		Execution Date Month Day Year March 6, 2001	
Second party NAME (line 1) NAME (line 2)		Execution Date Month Day Year	
RECEIVING PARTY(IES)		number of receiving parties _____ (if more than 1)	
First Receiving Party NAME (line 1) coaXmedia, Inc. NAME (line 2) ADDRESS (line 1) 1220 Oak Industrial Lane, Suite B ADDRESS (line 2) ADDRESS (line 3) Cumming GA 30041 City State/Country Zip Code			
Domestic Representative for first Receiving Party NAME ADDRESS (line 1) ADDRESS (line 2) ADDRESS (line 3) ADDRESS (line 4)			
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Correspondent Name and Address				
Area Code and Telephone Number			919-544-5444	
NAME: Kevin E. Flynn ADDRESS (line 1) Daniels & Daniels, P.A. ADDRESS (line 2) P.O. Drawer 12218 ADDRESS (line 3) Research Triangle Park, NC 27709 ADDRESS (line 4)				
PAGES Total number of pages of the attached conveyance document including attachments <u>9</u>				
APPLICATION NUMBER(s)			PATENT NUMBER(s)	
60226505				
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PATENT COOPERATION TREATY. Enter PCT application number ONLY IF a U.S. Application Number has not been assigned. PCT NUMBER				
NUMBER OF PROPERTIES Enter the total number of properties involved # <u>1</u>				
FEE AMOUNT Fee amount (\$40 x) Properties listed (37 CFR 3.41) \$ <u>40</u> Method of Payment Enclosed <u>X</u> Deposit Account _____ Deposit Account Number _____ Authorization to charge Additional Fees YES <input type="checkbox"/> NO <input type="checkbox"/>				
Statement and Signature				
Name of Person Signing Kevin E. Flynn Reg. # 37,325 Daniels & Daniels, P.A.	<i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.</i> Signature <i>Kevin E. Flynn</i>			Date: <u>03/23/2001</u>

PTO/SB/55 (06-00)

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Terry et al.Application No./Patent No.: 60/226,505Filed/Issue Date: August 21, 2000Entitled: Capacity Scaling and Functional Element Redistribution Within an In-building Core Cable Internet Access Systemcoaxmedia, Inc.

(Name of Assignee)

a Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

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- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Jeffrey A. Hales To: coaxmedia, Inc.

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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

August 20, 2001
Date

G. Thomas Mitchell

Typed or printed name

G. Thomas Mitchell
Signature

Chief Operating Officer

Title

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